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# GOVERNMENT GAZETTE

## BOLETIM OFICIAL

### GOVERNMENT OF GOA, DAMAN AND DIU

Secretariat

#### Notification

In exercise of the powers conferred by the proviso to article 309 of the Constitution, read with the Government of India, Ministry of External Affairs letter no. F.7(11)/62- Goa dated the 25th July 1963, the Administrator of Goa, Daman and Diu is pleased to make the following rules relating to the recruitment to the Non-ministerial, Non-gazetted posts in the Department of Cooperation (including Marketing Wing) under the Government of Goa, Daman and Diu.

1. **Short title.** — These rules may be called Goa Government, Department of Cooperation (including Marketing Wing) (Non-gazetted, Non-ministerial posts) Service Rules, 1966.

2. **Application.** — These rules shall apply to the posts specified in column 1 of the Schedule to these rules.

3. **Number, classification and scale of pay.** — The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in column 2 to 4 of the said Schedule.

4. **Method of recruitment, age limit and other qualifications.** — The method of recruitment to the said posts, age limit, qualifications and other matters

connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

Provided that,

- (a) the maximum age limit specified in the Schedule in respect of direct recruitment may be relaxed in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes and other special categories in accordance with the orders issued by the Government from time to time; and
- (b) no male candidate, who has more than one wife living and no female candidate, who has married a person having already a wife living, shall be eligible for appointment, unless the Government, after having been satisfied that there are special grounds for doing so, exempts any such candidate from the operation of this rule.

5. These rules will come into effect from the date of the Notification and will relate to appointments to the various posts made on or after this date. An appointment made prior to this date through a duly constituted Staff Selection Board/Departmental Promotion Committee will be deemed to be a regular appointment, notwithstanding any provisions contained in these rules, and the probation period in that case will extend to six months only from the date of this notification.

G. K. Bhanot  
Chief Secretary

Panjim, 28th May, 1966.

## SCHEDULE

Name of post	No. of posts	Classification	Scale of Pay	Whether Selection Post or non-Selection Post.	Age limit for direct recruits	Educational and other qualifications required for direct recruits	Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period prescribed for probation if direct recruits in any case of promotees	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer to be made	If a DPC exists, what is its composition and position making recruitment	Circumstances in which U. P. S. C. is to be considered in making recruitment
1	2	3	4	5	6	7	8	9	10	11	12	13
1) Jr. Auditor for J.R. Cooperative Inspect- tive Inspector.	13	Class III (Non-gazetted) (Non-ministerial)	Rs. 168-8- -256-EB-8- -280-10-300.	Non-Selection	Below 25 years	Intermediate/Senior Cambridge/Higher Secondary certificate or equivalent.  <i>Desirable</i> A diploma in Co-operation from any recognised Cooperative Training Centre.	N. A.	Two years	Direct recruitment.	N. A.	N. A.	As required under the rules
2) Statistical Assistant.	1	Do	Rs. 168-8- -256-EB-8- -280-10-300.	Do	Below 25 years	Degree of a recognised University with Statistics/Economics/Commerce as a subject for study.  <i>Desirable</i> Experience of statistical work involving collection and compilation of statistical data or experience of field Enquiry.	N. A.	Do	Direct recruitment or transfer.	Transfer—from the General Statistics Department under the Government of Goa, Daman and Diu.	N. A.	Do
3) Accountant.	1	Do	Rs. 210-10- -290-15- -320-EB- -15-380.	Selection	Do	B. A. with Economics or B. Com. with Advanced Accountancy as a subject. (ii) Experience in Accounts and/or Audit for a period of 3 years.	Age-No. Qs-Yes	Do	Promotion or transfer, failing which, direct recruitment.	Promotion—from U. D. CIs. having 3 years standing in the grade. Transfer—from the Department of Finance under the Government of Goa, Daman and Diu.	Class III D. P. C.	Do
4) Senior Auditor.	6	Do	Rs. 250-10- -290-15-380.	Selection	Below 30 years	(i) Graduate. (ii) 3 years experience of Audit of accounts of Cooperative Department.	N. A.	Do	Promotion—50% Direct recruitment—50% (Promotion, failing which, direct recruitment).	Promotion—from Junior Cooperative Inspectors/Jr. Auditor with 3 years standing in the grade.	Do	Do
5) Sr. Cooperative Inspector.	3	Class III (Non-gazetted) (Non-ministerial)	Rs. 250-10- -290-15-380.	Selection	Below 25 years	Graduate in Economics or Commerce of a recognised University. (ii) A diploma in Cooperatives from any recognised Cooperative Training Institution. (iii) 3 years experience of Cooperative Department.	N. A.	Two years	Promotion—50% Direct recruitment—50% (Promotion, failing which, direct recruitment).	Promotion—from Junior Cooperative Inspectors/Jr. Auditor with 3 years standing in the grade.	Class III D. P. C.	As required under the rules



any other equivalent qualification from any institution recognised by the State Government;

(b) a thorough knowledge of traffic signs specified in the Ninth Schedule Parts A and B, and of the driving regulations specified in the Tenth Schedule, of the Act so as to be able to impart instructions therein to the satisfaction of the licensing authority;

(c) ability to demonstrate and explain the functions of different component parts of the vehicle in his possession, to the satisfaction of the licensing authority;

(d) adequate knowledge of either English, Hindi, Marathi or Konkani or the regional language of the place in which the school is established so as to be able to impart all the instructions in the said language;

(e) an adult first aid certificate issued by the St. John Ambulance Association (India);

(vii) the applicant maintain fully equipped first aid sets for use in emergencies at the premises of the training school and in such of the vehicles used for training;

(viii) the need of school of motoring in the particular locality.

(6) The applicant shall maintain a record with photographs of the students attending the school from time to time, the duration of their instructions and the date on which they passed the test in driving specified in the Act.

(7) The licensee shall submit to the licensing authority such information and such returns as they may be called for by it.

(8) The licensee shall —

(a) not alter the place of business of the school of motoring mentioned in the licence without the prior approval of the licensing authority obtained in writing;

(b) keep the premises of the school at all reasonable times open for inspection by any person deputed by the licensing authority.

(9) It shall be lawful for a licensing authority by an order in writing to approve the nature and duration of courses of instruction and the number of pupils to be instructed at any one time.

(10) The fees to be charged by a licensee shall be at such rates as may be fixed by the licensing authority and the fees shall not be varied without the prior approval of such authority, special fees may, subject to the approval of licensing authority, be charged for special course.

(11) The licensing authority may by order in writing suspend or cancel a licence granted under sub-rule (3) if the licensee —

(a) fails to maintain the equipment, vehicles and other matters referred to in sub-rule (5) in accordance with the standard envisaged by that sub-rule or fails to comply with the provision of that sub-rule or any other provisions of this rule;

(b) fails to maintain the vehicles of the school in accordance to the provision of these rules or

(c) does not impart proper instructions as indicated by the results of driving tests or otherwise, or

(d) for any other reason considered sufficient;

Provided that no such order shall be made unless—

(a) the reasons for suspension or cancellation of a licence are recorded in the order and the copy of the order is furnished to the licensee, and

(b) the licensee has been given an opportunity of showing cause against the order which the licensing authority proposes to make.

(12) Where the licence is cancelled or suspended under sub-rule (11) Form M. S. to these rules shall be surrendered to the licensing authority by the holder thereof.

**Rule 2.20. — Appellate Authority.**—(1) The authority to hear appeals against any of the following orders passed by the licensing authority under rule 2.19 shall be the Director of Transport, and if the order is passed by the Director of Transport in his capacity as Licensing Authority, the appellate authority will be the Secretary to Government Home Department, namely:—

(a) Order granting, suspending or cancelling a licence for the establishment of a school of motoring;

(b) order fixing the rate of fees or refusing approval to the charging of special fees for special courses;

(c) order refusing a request to alter the place of business of the school of motoring;

(d) any order passed under the sub-rule (9) of that rule.

**Rule 2.21. — Conduct and hearing of appeals.**—

(1) An appeal under rule 2.20 shall be preferred in duplicate in the form of a memorandum, setting forth concisely the grounds of objections to the order of the licensing authority and shall be accompanied by a fee of two rupees in cash and a certified copy of such order.

(2) Where an appeal is lodged under rule 2.20, a notice shall issue to the licensing authority in such form as the appellate authority may direct.

(3) The appellate authority, after giving an opportunity to the parties to be heard and after such further enquiry, if any, as it may deem necessary may confirm, vary or set aside the order of the licensing authority and shall make an order accordingly.

(4) Any person preferring an appeal under rule 2.20 shall be entitled to obtain a copy of any document filed with the licensing authority in connection with any order against which he is preferring an appeal, on the payment of a fee of two rupees in respect of each such document.

(5) Subject to the provisions of sub-rule (4) the appellate authority or the licensing authority may, in his or its discretion, give any person interested in such appeal, copies of any documents connected with the appeal on payment of a fee of two rupees per copy of each document.

The following form will also be added to the list of forms the Motor Vehicles Rules, after the Form «RO».

## FORM M. S.

(See rule 2.19)

Form of licence for the establishment of a Motor Driving School

Licence is hereby granted for the establishment of a School for imparting instructions to Motor drivers in the following class of motor vehicle:—

- (a) Heavy Motor Vehicles,
- (b) Medium Motor Vehicles,
- (c) Light Motor Vehicles,
- (d) Motor cycles,

by (1) ... at (2) ... the school being known as the ... subject to the provisions of the Motor Vehicles Act, 1939 and the Goa, Daman and Diu Motor Vehicles Rules, 1965.

This licence is valid upto ... day of ... 19 ...

Dated ... 19

Licensing Authority ...

The licence is hereby renewed upto ... day of ... 19

Licensing Authority ...

*Note:*—The licence is subject to the provisions of rule 2.19 of the Goa, Daman and Diu Motor Vehicles Rules 1965. These provisions require the licensee, among other things:

- (a) to obtain prior approval of any change of address of the school;
- (b) to allow the school to be inspected, at any reasonable time, by a duly authorised person;
- (c) if so required, to obtain the sanction of the licensing authority both the number of pupils that may be admitted at any one time and to the syllabus;
- (d) to maintain an adequate number of vehicles fitted with dual control and other necessary apparatus and equipment; and
- (e) to maintain a record, with photographs, of the students attending, the duration of their instruction and the dates on which they passed the driving test.

The licence is liable to be rescinded at any time if the character of the proprietor or staff, the financial condition of the undertaking, or the conduct of the school is unsatisfactory.

Strike out whichever is inapplicable

(1) Here enter full name of person, persons, Company, association, managing the school.

(2) Address of premises of school.

By order and in the name of the Administrator of Goa, Daman and Diu.

A. V. Vaz, Under Secretary, Home Department.

Panjim, 29th June, 1966.

## Finance Department

## Notification

F. D. NO. F.4/12-10/66/831

The Government of India, Ministry of Finance's (Department of Revenue and Insurance), two Notifications dated the 25th June, 1966, regarding the Emergency Risks (Goods) Insurance Scheme and Emergency Risks (Factories) Insurance Scheme, (loss assessors), are hereby republished for general information.

V. S. Srinivasagopalan, Dy. Secretary (Finance).

Panjim, 5th July, 1966.

## GOVERNMENT OF INDIA

## MINISTRY OF FINANCE

(Department of Revenue and Insurance)

## Notification

New Delhi, the 25th June, 1966

S. O. — In exercise of the powers conferred by sub-section (5) of section 5 of the Emergency Risks (Goods) Insurance Act, 1962 (62 of 1962), the Central Government hereby makes the following scheme further to amend the Emergency Risks (Goods) Insurance Scheme issued with the notification of the Government of India in the Ministry of Finance (Department of Economic Affairs) no. S. O. 3945, dated the 26th December, 1962, namely:

1. (1) This Scheme may be called the Emergency Risks (Goods) Insurance (Second Amendment) Scheme, 1966.

(2) It shall come into force on the first day of July, 1966.

2. In the Emergency Risks (Goods) Insurance Scheme, for paragraph 10, the following paragraph shall be substituted, namely:

«10. Rate of Premium.

(1) Subject to the provisions of sub-paragraph (2) the premium payable under any policy of insurance issued in respect of the quarter ending on the 30th day of September, 1966, shall —

(a) in the case of a policy in force on the 30th day of June, 1966 be nil;

(b) in any other case, be at the rate of six paise for every hundred rupees or any part thereof of the sum insured, subject to a maximum of twenty-five rupees.

(2) The Central Government may, in its discretion, at any time during the said quarter, revise the premium payable under the policies referred to in sub-paragraph (1).

(3) Where the amount of any premium payable under sub-paragraph (1) involves a fraction of a rupee, the premium shall be rounded off to the nearest rupee. The premium shall be payable in one lump sum in respect of the entire quarter for which the policy is in force; —

Provided that if any goods become insurable or are insured under this Scheme after the commencement of the quarter, the premium shall be payable in one lump sum, which shall be equivalent to the amount payable in respect of goods insurable during the entire quarter reduced by an amount which bears to the first mentioned amount the same proportion as the number of completed months in that quarter before the goods become insurable or are insured bears to three, the actual amount due in accordance with this proviso if it involves a fraction being rounded off to the nearest rupee.

(4) Where the premium has been revised under sub-paragraph (2), the provisions contained in the proviso to sub-paragraph (3) shall apply for the purpose of calculation of the additional amount of premium payable or of the amount of premium re-



fundable, as the case may be, as a result of such revision, as if all the policies came into force on the date of such revision».

[No. F.101(5)-INS./66-ERI(I)]

A. RAJAGOPALAN

Officer on Special Duty & Ex-Officio  
Joint Secretary to the Govt. of India

### Notification

*New Delhi, the 25th June, 1966*

S. O. — In exercise of the powers conferred by sub-section (6) of section 3 of the Emergency Risks (Factories) Insurance Act, 1962 (63 of 1962), the Central Government hereby makes the following scheme further to amend the Emergency Risks (Factories) Insurance Scheme issued with the notification of the Government of India in the Ministry of Finance (Department of Economic Affairs) No. S. O. 3946 dated the 26th December, 1962, namely: —

1. (1) This Scheme may be called the Emergency Risks (Factories) Insurance (Second Amendment) Scheme, 1966.

(2) It shall come into force on the first day of July, 1966.

2. In the Emergency Risks (Factories) Insurance Scheme, for paragraph 8, the following paragraph shall be substituted, namely: —

«8. Rate of premium.

(1) Subject to the provision of sub-paragraph (2) the premium payable under any policy of insurance issued in respect of the quarter ending on the 30th September, 1966, shall —

(a) in the case of a policy in force on the 30th day of June, 1966, be nil;

(b) in any other case, be at the rate of ten paise for every hundred rupees or any part thereof of the sum insured, subject to a maximum of twenty-five rupees.

(2) The Central Government may, in its discretion, at any time during the said quarter, revise the premium payable under the policies referred to in sub-paragraph (1).

(3) Where the amount of any premium payable under sub-paragraph (1) involves a fraction of a rupee, the premium shall be rounded off to the nearest rupee. The premium shall be payable in one lump sum in respect of the entire quarter for which the policy is in force; —

Provided that if any factory becomes insurable or is insured under this Scheme after the commencement of the quarter, the premium shall be equivalent to the amount payable in respect of factories insurable during the entire quarter reduced by an amount which bears to the first mentioned amount the same proportion as the number of completed months in that quarter before the factory becomes insurable or is insured bears to three, the actual amount due in accordance with this proviso if it involves a fraction being rounded off to the nearest rupee.

(4) Where the premium has been revised under sub-paragraph (2), the provisions contained in the proviso to sub-paragraph (3) shall apply for the purpose of calculation of the additional amount of premium payable or of the amount of premium refundable, as the case may be, as a result of such revision, as if all the policies came into force on the date of such revision».

[No. F.101(5)-INS.I/66-ERI(ii)]

A. RAJAGOPALAN

Officer on Special Duty & Ex-Officio  
Joint Secretary to the Govt. of India

### Legislative Assembly of Goa, Daman and Diu

#### Legislature Department

LA/1384/1966

The following Act passed by the Legislative Assembly of Goa, Daman and Diu received the Assent of the President of India on the 5th July 1966, and is hereby published for general information.

### The Indian Partnership (Goa, Daman and Diu Amendment) Act, 1966

[Act No. 6 of 1966] [5th July 1966]

An Act to amend the Indian Partnership Act, 1932 in its application to the Union Territory of Goa, Daman and Diu.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Seventeenth Year of the Republic of India as follows: —

1. Short title, extent and commencement. — (1) This Act may be called the Indian Partnership (Goa, Daman and Diu Amendment) Act, 1966.

(2) It extends to the whole of the Union Territory of Goa, Daman and Diu.

(3) It shall come into force on such date as the Government of Goa, Daman and Diu may, by notification, appoint.

2. Amendment of section 5 of the Indian Partnership Act, 1932 (Central Act IX of 1932). — In section 5 of the Indian Partnership Act, 1932, (hereinafter referred to as the principal Act,) for the words «Burmese Buddhist husband and wife carrying on business as such», the words «a husband and wife under the regime of communion of property carrying on business as such» shall be substituted.

3. Amendment of section 58. — (1) In section 58 of the principal Act for the existing sub-section (3), the following shall be substituted:—

«(3) No firm shall be registered by a name which in the opinion of the Registrar is undesirable».

(2) In section 58 of the principal Act, after sub-section (3), as so amended the following shall be added: —

«(4) Any person aggrieved by an order of the Registrar under sub-section (3) may within 30 days from the date of communication of such order, appeal to the State Government whose decision shall be final.

(5) A firm's name shall not contain any of the following words, namely, Union, State, President, Republic, Governor or words expressing or implying the sanction, approval or patronage of Government unless the Government of Goa, Daman and Diu signifies, by order in writing, its consent to the use of such words as part of the firm's name:

Provided that nothing in this sub-section shall apply to any firm carrying on business under any such name, before the date of the commencement of the Indian Partnership (Goa, Daman and Diu Amendment) Act, 1966.

(6) Any person who contravenes the provisions of sub-section (5) shall be punishable with fine which may extend to five hundred rupees.

4. Amendment of section 74. — Section 74 of the principal Act shall be renumbered as sub-section (1) thereof and after sub-section (1) so renumbered the following shall be inserted: —

«(2) Notwithstanding anything contained in sub-section (1) and in any other law in force in the Union Territory of Goa, Daman and Diu the provisions of sub-sections (1) and (2) of section 69 shall apply to all suits instituted in the Union Territory of Goa, Daman and Diu after the 1st January, 1965, even if the cause of action with respect to the said suits had arisen before that date.»

5. Amendment of Schedule I. — In Schedule I to the principal Act,—

- (a) for the words «eight annas» at both the places where they occur, the words «fifty paise» shall be substituted;
- (b) in the entries relating to copies from the Register of Firms, for the words «four annas» the words «fifty paise» shall be substituted.

Secretariat P. B. VENKATASUBRAMANIAN  
Panjim, Secretary to the Government of Goa,  
July 12, 1966. Daman and Diu.

Mormugao Port Trust

Notification

MPT/IGA (E.986)/66

As required under Section 124 of the Major Port Trusts Act, 1963, the following Regulations which have been adopted by the Board of Trustees are hereby published:

1. *Short title and commencement.* — (a) These regulations shall be called the Mormugao Port Employees (C. P. F. Special Contribution) Regulations, 1966.

(b) They shall come into force with effect from 1st of the month following the date on which the approval of the Central Government is notified in the Official Gazette.

2. *Application.* — They shall apply to all Employees governed by the M. P. E. (C. P. F.) Regulations, 1965.

3. *Definitions.* — In these regulations unless there is anything repugnant in the subject or context: —

(i) "Board" means the Board of Trustees of M. P. T. appointed under the Major Port Trusts Act, 1963.

(ii) "Chairman" means the Chairman of the Board of Trustees.

(iii) "Emoluments" means the emoluments which the employee was receiving immediately before his retirement or death and includes: —

- (a) Substantive pay in respect of a permanent post other than a tenure post held in a substantive capacity;
- (b) Personal pay which is granted in lieu of substantive pay in respect of a permanent post other than a tenure post;
- (c) Special pay attached to a permanent post, other than a tenure post, when the special pay has been sanctioned permanently and the post is held in a substantive capacity;
- (d) If he has held at any time during the one year immediately preceding the date of quitting service some post(s) higher than the post held substantively by him on that date (including a post treated as having been held in a substantive capacity under the clause (e) below, the pay as in clause (a) to (c) above, increased by one half of the excess, if any, of the monthly average of the total pay, personal pay and special pay admissible in the post or posts actually held (or which would have been held but for being on leave, foreign service) during that one year, over the pay as in clause (a) to (c) above.
- (e) If an employee holding a permanent post in a substantive capacity officiates in a higher permanent post (other than a tenure post) or holds a higher temporary post (other than a tenure post) borne on a cadre which includes permanent posts on the same time scale as the temporary post, continuously for not less than three years, and retires or dies while so officiating or holding the higher post his emoluments for the special contribution in respect of the higher post shall be determined under clause (a) to (d) above as if he held, in a substantive capacity, a permanent post on a time scale identical with that of the higher post. For this purpose all kinds of leave, all periods during which an employee officiated in a permanent post or held a temporary post on an identical or higher time scale, and the time spent on deputation and foreign service shall be included, provided that it is certified that but for his proceeding on leave or serving in other post(s) or going on deputation on foreign service, as the case may be, the employee concerned would have officiated in or held the higher post.

*Note.* — If immediately before his retirement or death, an employee has been absent from duty on authorised leave, his emoluments for the purpose of calculating the special contribution shall be taken at what they would have been had he not been absent from duty:

Provided that the amount of special contribution is not increased on account of increase in pay not actually drawn and that the benefit of higher officiating or temporary pay is given only if it is certified that he would have continued to hold the higher

officiating or temporary appointment but for his proceeding on leave.

(iv) "Family" "Fund" and "Leave" shall have the meaning as defined in the M. P. E. (C. P. F.) Regulations, 1965.

(v) "Month" means a calendar month.

(vi) "Cadre", "Deputation", "Foreign Service", "Identical time scale", "Lien", "Officiate", "Permanent Post", "Personal Pay", "Same time scale", "Special Pay", "Substantive Pay", "Temporary Post" and "Tenure Post" shall have the meaning as defined in the Fundamental Rules of the Central Government or in the regulations, if any, framed by the Board, whichever may be applicable to the subscriber.

(vii) "Service" for the purpose of the special contribution means continuous service during which a subscriber holds a lien or a suspended lien on a permanent post paid monthly from the revenues of the Board but includes the period of officiating or temporary service or service as a probationer, if followed without break by permanent service and service which the Board may by a general or special order permit to be counted as service.

*Explanation.* — In respect of employees who were contributing to the Staff Provident Fund which was administered by the Board prior to the commencement of the M. P. E. (C. P. F.) Regulations, 1965 service for the purpose of this regulation shall be reckoned from the date of their joining service with the W. I. P. G. Rly. or the Southern Railway subject to such service having been continuous and without break or interruption and to no gratuity having been paid for that period by the W. I. P. G. Rly. or the Southern Rly.

(viii) «Subscriber» means a person who is required or is permitted to subscribe to the C. P. Fund under the M. P. E. (C. P. F.) Regulations, 1965.

#### 4. Conditions for grant of special contribution. —

(1) If a subscriber being a Class I or Class II employee, quits service on —

- (a) completion of thirty years' service; or
- (b) attainment of the age of fifty years; or
- (c) retirement on account of permanent incapacity due to bodily or mental infirmity; or
- (d) abolition of appointment due to a reduction of establishment, if other suitable employment cannot be found for him, or

(2) If a subscriber not being a Class I or II employee quits service on —

- (a) completion of thirty years' service; or
- (b) attainment of the age of fifty years; or
- (c) retirement or resignation after fifteen years' service on grounds admitted by the Chairman as good and sufficient from the point of view of the Administration; or
- (d) discharge, as distinguished from dismissal after fifteen years' service for reasons other than misconduct; or
- (e) retirement due to permanent physical or mental incapacity, or abolition of appointment, if other suitable employment cannot be found for him.

(3) If the Board or, in the case of a Class III or Class IV employee the Chairman, is satisfied that the

service of the subscriber has been good, efficient and faithful, the Board or the Chairman, as the case may be, may order that the subscriber's provident Fund account shall be credited with a special contribution calculated in the manner prescribed in Regulation 5 below.

Provided that the special contribution shall not be credited to a subscriber's account if he is dismissed from service, and shall not be credited, save with the sanction of the Board if he is a class I or II employee, and otherwise of the Chairman, if he has been removed from service by reason of misconduct;

Provided further that the retrenchment compensation, if any, payable under the Industrial Disputes Act, will be offset against the Special Contribution otherwise payable under these regulations.

*Note:* (1) If employee is transferred permanently to a body corporate owned or controlled by Government, an amount on account of Special Contribution, if such contribution would be admissible to him had he, on that date, resigned service, shall also, with the consent of that body, be paid to that body for credit to the employee's C. P. Fund Account under the body.

(2) An employee who is physically or mentally incapacitated for the post which he occupies but is not incapacitated for performing other duties and who does not accept an alternative employment offered to him, may be granted the special contribution under this regulation provided the Chairman is satisfied that the alternative employment offered to him was not suitable.

5. *Amount of special contribution.* — (1) Subject to the provisions of sub-regulation (2), the special contribution shall be calculated as follows: —

(i) if service does not fall short of 15 years, one fourth of a month's pay, for each completed six monthly period of service but not exceeding 15 months' pay or Rs. 35,000 whichever is less; and

(ii) if service falls short of 15 years, half a month's emoluments for each completed year of service, but not exceeding 6 months emoluments, provided that, in the case of Class III and Class IV employees, the Chairman may, on being satisfied that the circumstances are special, increase the special contribution to half a month's emoluments for each completed six monthly period of service subject to a maximum of 6 month's emoluments.

(2) The amount of special contribution calculated in accordance with sub-regulation (1) above may in any particular case be withheld or reduced by the Board, or, in the case of a Class III or Class IV employee by the Chairman.

(3) If a subscriber dies while in service, the Chairman may in addition to the contribution admissible under Regulation 11 of the Mormugao Port Employees (C. P. F.) Regulations, 1965 direct a special contribution to be made to the subscriber's provident fund account calculated in the manner prescribed above as if the subscriber had on the date of his death quitted service on retirement on account of permanent incapacity provided that the special contribution so credited shall not be less than the following:

(a) If the subscriber had not completed one year's service.	The amount by which the Board's contribution together with interest thereon standing to his credit in the fund falls short of two months' pay.
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(b) If the subscriber had completed one year's service but not five years' service. The amount by which Board's contribution together with interest thereon standing to his credit in the fund falls short of six months' pay.

(c) If the subscriber had completed 5 years' or more. Twelve months' pay.

If the deceased subscriber was a female, the Chairman may direct the special contribution to be made to her provident fund account even though the father of the dependent children left behind by her may be earning.

(4) No interest shall accrue on the special contribution.

(5) The amount of special contribution payable shall be rounded off to the nearest whole rupee (fifty paise and above counting as the next higher rupee).

6. *Interpretation.* — If any question arises relating to the interpretation of these regulations, it shall be referred to the Board, whose decision thereon

By Order.

*Shivakumar Dhindaw*, Secretary.

Mormugao, 25th May, 1966.